



1634
TPW

PATENT
Customer No. 22,852
Attorney Docket No. 04853.0082

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Akihiko MARUYAMA et al.) Group Art Unit: 1634
Application No.: 09/979,558) Examiner: Diana B. Johannsen
Int'l Filing Date: May 25, 2000) Confirmation No.: 5998
§ 371(c) Date: March 18, 2002)
For: DNA, DNA PROBES, AND METHODS)
FOR DETECTING NOVEL)
PSYCHROTROPHIC BACTERIUM)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT,
UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Each document listed in this Information Disclosure Statement was cited in a communication from the European Patent Office in a counterpart foreign application, and this

Information Disclosure Statement is being filed within three months of the mailing date of that communication.

Copies of the listed documents are attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited document do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

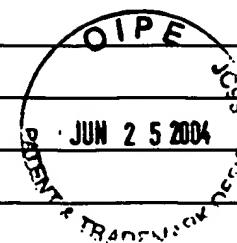
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: June 24, 2004

By: Deborah J. Acker
Deborah J. Acker
Reg. No. 48,916

INFORMATION DISCLOSURE CITATION

Atty. Docket No.	04853.0082	Appln. No.	09/979,558
Applicants	Akihiko Maruyama et al.		
Int'l Filing Date:	May 25, 2000	Group Art Unit:	1634
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U.S. PATENT DOCUMENTS

Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate

FOREIGN PATENT DOCUMENTS

		Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Bowman, J. et al., 1997, "Psychrobacter glacincola sp. nov., a Halotolerant, Psychrophilic Bacterium Isolated from Antarctic Sea Ice," System. Appl. Microbiol. 20(2): 209-215.
	Supplemental European Search Report for European Application No. EP 00 93 1567, dated April 2, 2004 (2 pages)

Examiner	Date Considered
<p>*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce